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*Virginia Griffith*  
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I hereby certify that this paper or fee and accompanying documents referred to below are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents, Box Sequence, P.O. Box 2327, Arlington, VA 22202.

Case No. 033.07

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s): Singh

Serial No: 09/824,905

Filed: April 2, 2001

For: KITS EMPLOYING  
OLIGONUCLEOTIDE-BINDING E-  
TAG PROBES

Examiner: **J. Tung**

Art Unit: **1637**

**DECLARATION CONCERNING SEQUENCE LISTING**  
**UNDER 37 C.F.R. 1.821(f)**

Assistant Commissioner of Patents  
Washington, D. C. 20231

Sir:

I, Stephen C. Macevicz, declare the following:

I represent ACLARA Biosciences, Inc., a Delaware corporation, owner of the above identified application before the U.S. Patent and Trademark Office in all matters relating to patents.

Attached hereto is a 3.5 inch diskette containing an ASCII text file of the "Sequence Listing" section of the above-identified patent application, as amended (if appropriate). An identical copy of said "Sequence Listing" shall be reproduced whenever said text file is printed out using the print command of the operating system indicated on the label of the diskette.

I further declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Stephen C. Macevicz  
Reg. No. 30,285  
Attorney for Applicants

Telephone: (650) 210-1223  
Attachment: Envelope containing 3.5 inch diskette